

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

DEFENDANTS

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Brief description of cause:

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: _____

Address of Defendant: _____

Place of Accident, Incident or Transaction: _____

RELATED CASE, IF ANY:

Case Number: _____ Judge: _____ Date Terminated: _____

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- | | | |
|--|------------------------------|-----------------------------|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ **is** / ☐ **is not** related to any case now pending or within one year previously terminated action in this court except as noted above.

James Andrzejewski

Must sign here

DATE: _____

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

CIVIL: (Place a ✓ in one category only)

A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
 - ☐ 2. FELA
 - ☐ 3. Jones Act-Personal Injury
 - ☐ 4. Antitrust
 - ☐ 5. Patent
 - ☐ 6. Labor-Management Relations
 - ☐ 7. Civil Rights
 - ☐ 8. Habeas Corpus
 - ☐ 9. Securities Act(s) Cases
 - ☐ 10. Social Security Review Cases
 - ☐ 11. All other Federal Question Cases
- (Please specify): _____

B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
 - ☐ 2. Airplane Personal Injury
 - ☐ 3. Assault, Defamation
 - ☐ 4. Marine Personal Injury
 - ☐ 5. Motor Vehicle Personal Injury
 - ☐ 6. Other Personal Injury (Please specify): _____
 - ☐ 7. Products Liability
 - ☐ 8. Products Liability – Asbestos
 - ☐ 9. All other Diversity Cases
- (Please specify): _____

ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, _____, counsel of record or pro se plaintiff, do hereby certify:

- ☐ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:
- ☐ Relief other than monetary damages is sought.

DATE: _____

Sign here if applicable

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	CIVIL ACTION NO.
VS.	:	
	:	
LYFT, INC.	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

**RULE 7.1 DISCLOSURE STATEMENT FORM
OF DEFENDANT, LYFT, INC.**

Lyft, Inc. is a publicly held corporation traded on the Nasdaq Global Select Market with no parent corporation. Rakuten, Inc., a publicly held corporation traded on the Tokyo Stock Exchange, owns more than ten percent of Lyft's outstanding stock through subsidiaries.

Respectfully submitted,

Date: 8/14/20

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
(PA ID No.: 308153)
jandrzejewski@dmclaw.com

Dickie, McCamey & Chilcote, P.C.
1650 Arch Street, Suite 2110
Philadelphia, PA 19103
Telephone: 215-925-2289
Attorneys for Defendant,
Lyft, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CASE MANAGEMENT TRACK DESIGNATION FORM

GEMMA FARQUHAR

v.

LYFT, INC., ET AL.

:
:
:
:
:
:

CIVIL ACTION

NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. (X)

<div style="border-bottom: 1px solid black; margin-bottom: 5px;">8/14/20</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Date/</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">215-351-5813</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Telephone</div>	<div style="border-bottom: 1px solid black; margin-bottom: 5px;">James Andrzejewski</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Attorney-at-law</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">888-811-7144</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">FAX Number</div>	<div style="border-bottom: 1px solid black; margin-bottom: 5px;">Lyft, Inc.</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Attorney for</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">jandrzejewski@dmclaw.com</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">E-Mail Address</div>
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**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	CIVIL ACTION NO.
VS.	:	
	:	
LYFT, INC.	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

ORDER

AND NOW, this _____ day of _____, 2020, upon consideration of the Notice of Removal filed on behalf of Defendant, Lyft, Inc., and any response thereto, it is hereby ORDERED and DECREED that the same is granted and the action of Gemma Farquhar v. Lyft, Inc. and Zuleika Cruz-Rosario, June Term, 2020, No. 200601690, is removed from the Court of Common Pleas of Philadelphia County, Pennsylvania and is transferred to the United States District Court for the Eastern District of Pennsylvania.

BY THE COURT:

UNITED STATES DISTRICT JUDGE

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	
VS.	:	CIVIL ACTION NO.
	:	
LYFT, INC.	:	
	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

NOTICE OF REMOVAL

TO: THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA

Defendant, Lyft, Inc. (hereinafter "Lyft"), by and through its attorneys, Dickie, McCamey & Chilcote, P.C., hereby files this Notice of Removal of the above-captioned matter from the Court of Common Pleas of Philadelphia County, the jurisdiction in which this action is now pending, to the United States District Court for the Eastern District of Pennsylvania, and in support thereof avers as follows:

1. This action was commenced by Complaint in the Court of Common Pleas of Philadelphia County, Pennsylvania at June 2020, Number 200601690 on June 26, 2020. A true and accurate copy of Plaintiff's Complaint is attached hereto as Exhibit A.
2. Lyft was served with the Complaint on July 20, 2020, and the undersigned counsel entered their appearance on Lyft's behalf on July 30, 2020.
3. Plaintiff seeks damages for personal injury allegedly sustained as a result of a motor vehicle-pedestrian accident occurring on May 2, 2019. See Exhibit A.

4. At the time this action was commenced and at present, Lyft is a Delaware corporation that maintains its principal place of business at 185 Berry Street, #5000, San Francisco, CA 94107.

5. Upon information and belief, at the time this action was commenced and at present, Defendant, Zuleika Cruz-Rosario (“Defendant Cruz-Rosario”), is an adult individual and a citizen, domiciliary, and resident of Pennsylvania, with a residence at 4244 Lawndale Street, Philadelphia, Pennsylvania 19124. See Exhibit A, ¶ 5.¹

6. Upon information and belief, at the time this action was commenced and at present, Plaintiff is an adult individual residing at 519 Oaklawn Avenue, 2nd Floor, Oaklyn, New Jersey 08107, and is a citizen, domiciliary, and resident of New Jersey. See Exhibit A, ¶ 1.

7. The Complaint alleges that, as a result of the subject accident, Plaintiff sustained, *inter alia*, severe pain, anxiety, depression, emotional damage/distress, humiliation, embarrassment, loss of pleasures and enjoyment of life and/or a serious impairment of one or more bodily functions. See Exhibit A, ¶ 22.

8. The Complaint alleges that Plaintiff’s claimed injuries will continue for an indefinite time into the future. See Exhibit A, ¶¶ 23-24.

9. The Complaint alleges that Plaintiff has sustained a loss of earnings, and may sustain a loss of earnings in the future. See Exhibit A, ¶ 24.

¹ No affidavit of service on Defendant Cruz-Rosario has been filed and the undersigned counsel has been unable to verify service with Defendant Cruz-Rosario. Therefore, at this time, she is not considered properly served under 28 U.S.C. § 1446(b)(2)(A), and her consent is not required as a prerequisite for this removal.

10. The Complaint alleges that Plaintiff has suffered a severe loss due to on-going expenses in obtaining ordinary and necessary services in lieu of those Plaintiff would have performed. See Exhibit A, ¶ 25.

11. The amount in controversy is alleged in the Complaint to exceed the sum of Fifty Thousand Dollars (\$50,000.00).

12. Under 28 U.S.C. § 1446(c)(2)(A)(ii), Defendant Lyft asserts the amount in controversy exceeds \$75,000 because Plaintiff is permitted by state practice to recover damages in excess of the \$50,000 demanded as a money judgment.

13. Upon information and belief, the amount in controversy, as alleged based on the nature of the severe and continuing injuries claimed, and without admitting to the existence or merit of same, exceeds Seventy-Five Thousand Dollars (\$75,000.00).

14. The present lawsuit is removable from the state court to the United States District Court for the Eastern District of Pennsylvania pursuant to 28 U.S.C. §§ 1332(a)(1), 1441(a) as there is complete diversity of citizenship among all parties to this action and the amount in controversy exceeds \$75,000.

15. Venue is proper in the Eastern District of Pennsylvania pursuant to 28 U.S.C. § 1391(b)(2) because a substantial part of the events or omissions giving rise to the claims occurred in the judicial district, namely that the subject motor vehicle accident, occurred in the City and County of Philadelphia.

16. Copies of all process, pleadings and orders that have been received by Lyft, other than the Complaint (attached as Exhibit A) are filed herewith and attached collectively hereto as Exhibit B.

17. This Notice is timely being filed within thirty (30) days of service of the Complaint on Defendant Lyft.

WHEREFORE, Defendant, Lyft, Inc., respectfully requests the above-captioned matter now pending against it in the Court of Common Pleas of Philadelphia County be removed to the United States District Court for the Eastern District of Pennsylvania. A corresponding proposed order is attached hereto and entry thereof is requested.

Respectfully submitted,

Date: 8/14/2020

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
(PA ID No.: 308153)
jandrzejewski@dmclaw.com

Dickie, McCamey & Chilcote, P.C.
1650 Arch Street, Suite 2110
Philadelphia, PA 19103
Telephone: 215-351-5818
Attorneys for Defendant, Lyft Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	CIVIL ACTION NO.
VS.	:	
	:	
LYFT, INC.	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

AFFIDAVIT

James Andrzejewski, Esquire, being sworn according to law deposes and says that he is the counsel for Defendant, Lyft, Inc. in the within matter; and that he has read the foregoing Notice of Removal and believes it to be true and correct, to the best of his knowledge or information and belief.

Respectfully submitted,

Date: 8/14/2020

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
(PA ID No.: 308153)
jandrzejewski@dmclaw.com

Dickie, McCamey & Chilcote, P.C.
1650 Arch Street, Suite 2110
Philadelphia, PA 19103
Telephone: 215-351-5818
Attorneys for Defendant, Lyft, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	
VS.	:	CIVIL ACTION NO.
	:	
LYFT, INC.	:	
	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

PROOF OF FILING

I, James Andrzejewski, Esquire, hereby certifies that a copy of the foregoing Notice of Removal has been filed via electronic filing with the Prothonotary of the Court of Common Pleas of Philadelphia County on August 14, 2020.

Respectfully submitted,

Date: 8/14/2020

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
(PA ID No.: 308153)
jandrzejewski@dmclaw.com

Dickie, McCamey & Chilcote, P.C.
1650 Arch Street, Suite 2110
Philadelphia, PA 19103
Telephone: 215-351-5818
Attorneys for Defendant, Lyft, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

GEMMA FARQUHAR	:	
	:	CIVIL ACTION NO.
VS.	:	
	:	
LYFT, INC.	:	
AND	:	
ZULEIKA CRUZ-ROSARIO	:	

CERTIFICATE OF SERVICE

I, James Andrzejewski, Esquire, hereby certify that a copy of the attached has been served upon the following individual by first class, United States mail, postage pre-paid this 14th day of August, 2020.

Brian A. Rice, Esq.
Gabriel A. DiLeonardo, Esq.
Mattleman, Weinroth & Miller
401 Route 70 East, Suite 100
Cherry Hill, New Jersey 08034

Respectfully submitted,

Date: 8/14/2020

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
(PA ID No.: 308153)
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Telephone: 215-351-5818

Attorneys for Defendant, Lyft, Inc.

DICKIE, McCAMEY & CHILCOTE, P.C.
1650 Arch Street
Suite 2110
Philadelphia, PA 19103
(215) 925-2289
By: James Andrzejewski, Esquire
Identification No. 308153
Attorneys for Defendant, Lyft, Inc.

GEMMA FARQUHAR	:	COURT OF COMMON PLEAS
	:	PHILADELPHIA COUNTY
VS.	:	
	:	
LYFT, INC.	:	JUNE TERM, 2020
AND	:	
ZUKEIKA CRUZ-ROASRIO	:	NO: 001690

NOTICE OF REMOVAL

TO: PROTHONOTARY OF THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY

Pursuant to 28 U.S.C.A. §1446(d), Lyft, Inc. files herewith a copy of the Notice of Removal, which was filed in the United States District Court for the Eastern District of Pennsylvania on August 14, 2020.

Respectfully submitted,

Date: 8/14/2020

James Andrzejewski

JAMES ANDRZEJEWSKI, ESQUIRE
Attorneys for Defendant, Lyft, Inc.

MATTLEMAN, WEINROTH & MILLER, P.C.

BY: BRIAN A. RICE, ESQUIRE
GABRIEL A. DILEONARDO, SR., ESQUIRE
PA ATTORNEY I.D. NOS.: 322654; 323712
401 Route 70 East, Suite 100
Cherry Hill, New Jersey 08034
(856) 429-5507
brice@mwm-law.com
gdileonardo@mwm-law.com
Attorneys for Plaintiff, Gemma Farquhar



<p>GEMMA FARQUHAR 519 Oaklawn Avenue, 2nd Floor Oaklyn, NJ 08107</p> <p>PLAINTIFF</p> <p>v.</p> <p>LYFT, INC. 185 Berry Street, Suite 5000 San Francisco, CA 94107 -and- ZULEIKA CRUZ-ROSARIO 4244 Lawndale Street Philadelphia, PA 19124</p> <p>DEFENDANTS</p>	<p>PHILADELPHIA COUNTY COURT OF COMMON PLEAS</p> <p>CIVIL TRIAL DIVISION</p> <p>DOCKET NO.:</p> <p>JURY TRIAL DEMANDED</p>
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NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. **YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.**

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH THE INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO

PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCE FEE OR NO FEE.

Philadelphia Bar Association Lawyer Referral & Information Service
1101 Market Street, 11th Floor
Philadelphia, PA 19107
(215) 238-6333

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo a partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demadadas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademias, la corte puede decidir a favor del demandato y requiere que usted crumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades o otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE, SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIAL LEGAL.

Philadelphia Bar Association Lawyer Referral & Information Service
1101 Market Street, 11th Floor
Philadelphia, PA 19107
(215) 238-6333

MATTLEMAN, WEINROTH & MILLER, P.C.

BY: BRIAN A. RICE, ESQUIRE
 GABRIEL A. DiLEONARDO, SR., ESQUIRE
 PA ATTORNEY I.D. NOS.: 322654; 323712
 401 Route 70 East, Suite 100
 Cherry Hill, New Jersey 08034
 (856) 429-5507
brice@mwm-law.com
gdileonardo@mwm-law.com
Attorneys for Plaintiff, Gemma Farquhar

<p>GEMMA FARQUHAR 519 Oaklawn Avenue, 2nd Floor Oaklyn, NJ 08107</p> <p>PLAINTIFF</p> <p>v.</p> <p>LYFT, INC. 185 Berry Street, Suite 5000 San Francisco, CA 94107 -and- ZULEIKA CRUZ-ROSARIO 4244 Lawndale Street Philadelphia, PA 19124</p> <p>DEFENDANTS</p>	<p>PHILADELPHIA COUNTY COURT OF COMMON PLEAS</p> <p>CIVIL TRIAL DIVISION</p> <p>DOCKET NO.:</p> <p>JURY TRIAL DEMANDED</p>
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CIVIL ACTION COMPLAINT

AND NOW, comes Plaintiff, Gemma Farquhar, by and through her attorneys, Mattleman, Weinroth & Miller, P.C., to file the within Complaint and aver the following:

PARTIES

1. Plaintiff, Gemma Farquhar (hereinafter referred to as “Plaintiff”), was and is at all times material hereto an adult individual residing at the address above captioned.
2. Defendant, Lyft, Inc. (hereafter “Defendant Lyft”) is a foreign business corporation and/or other business entity that is registered with the Pennsylvania Department of State

to conduct/perform business in the Commonwealth of Pennsylvania, under entity number 4255720.

3. Defendant Lyft is incorporated in the State of Delaware, with a principal place of business located at 185 Berry Street, Suite 5000, San Francisco, CA 94107 and can be served through its registered agent, Incorporating Services LTD, at 600 N. Second St. Harrisburg, PA 17101.
4. At all times relevant hereto, Defendant Lyft, acted individually and/or by and through its employees, servants, agents, including but not limited to, actual, ostensible and/or apparent agents, workers, predecessors, successors, parent companies, subsidiaries, affiliates, franchises and/or partners, who were acting within the course and scope of their employment, agency, partnership and/or authority for, on behalf of and/or in the name of Defendant Lyft, including but not limited to Defendant Zuleika Cruz-Rosario.
5. Defendant, Zuleika Cruz-Rosario (hereinafter referred to as “Defendant Cruz-Rosario”), was and is at all times material hereto an adult individual residing at the address above captioned.
6. Upon information and belief, at all times material hereto Defendant Cruz-Rosario was operating her vehicle within the course and scope of her employment, agency and/or partnership with Defendant Lyft.
7. At all times material hereto, Defendant Lyft—operating as a common carrier under Pennsylvania law and as a ridesharing company—was in the business of transporting passengers.

8. At all times material hereto, Defendant Lyft partnered with and/or employed automobile owners and drivers, including Defendant Cruz-Rosario, for the purposes of providing transportation services to people in and around Philadelphia, Pennsylvania for a fare.
9. At all times material hereto, Defendant Lyft received a credit card payment from the customer/passenger at the end of the ride for the entirety of the fare, retained a portion of the fare, and then remitted a percentage to the driver who transported the customer.
10. Defendant Lyft's drivers, such as Defendant Cruz-Rosario, provide an essential service and are an essential component of Defendant Lyft's business of providing transportation services to customers.
11. At all times material hereto, Defendant Cruz-Rosario participated in Defendant Lyft's prearranged transportation network/service by previously applying to be a driver through the Lyft phone application and/or web-based portal and providing information about herself and her vehicle(s).
12. At all times material hereto, Defendant Lyft was in exclusive control of who could use the Lyft phone application as a driver, including Defendant Cruz-Rosario.
13. At all times material hereto, Defendant Lyft approved Defendant Cruz-Rosario as a Lyft driver.
14. At all times material hereto, Lyft exercised and/or had a contractual right to exercise significant control over Defendant Cruz-Rosario, including, but not limited to, unilaterally setting the rates that Defendant Cruz-Rosario could charge, unilaterally determining the portion of the payment remitted to compensate Defendant Cruz-Rosario for her services, requiring Defendant Cruz-Rosario to comply with Defendant Lyft's policies regarding personal conduct and vehicle maintenance, and prohibiting Defendant

Cruz-Rosario from soliciting rides from customers who do not use the Lyft phone application.

15. At all times material hereto, Defendant Cruz-Rosario, was acting as an employee, servant, partner in a joint venture and/or agent of/with Defendant Lyft.

FACTS

16. On May 2, 2019, Plaintiff was walking westbound across S. Christopher Columbus Boulevard within the designated cross walk while the pedestrian crossing signal was activated, thereby giving Plaintiff the right of way to cross.
17. At that time and place, Defendant Cruz-Rosario owned and was operating a motor vehicle eastbound on Dock Street approaching and/or entering the intersection of Dock Street and S. Christopher Columbus Boulevard in Philadelphia, Pennsylvania.
18. At that time and place, Defendant Cruz-Rosario entered the intersection of Dock Street and S. Christopher Columbus Boulevard and attempted to make a left turn onto Christopher Columbus Boulevard.
19. Thereafter, Defendant Cruz Rosario struck Plaintiff with her vehicle within the designated crosswalk while Plaintiff still had the right of way to cross.
20. At all times material hereto, Defendant Cruz-Rosario was driving and/or transporting two (2) passengers for and/or on behalf of Defendant Lyft.
21. As a direct and proximate result of the aforesaid crash, Plaintiff suffered significant, permanent and/or debilitating bodily injuries.
22. As a direct and proximate result of the aforesaid crash, Plaintiff also suffered severe pain, anxiety, depression, emotional damage/distress, humiliation, embarrassment, loss of

pleasures and enjoyment of life and/or a serious impairment of one or more bodily functions.

23. As a further result of the aforesaid crash, Plaintiff has been obliged to incur expenses for medicines, ambulatory equipment and/or medical attention in trying to treat and cure her injuries, and will be compelled to expend and/or incur additional sums for the same purposes for an indefinite time into the future.

24. As a further result of the aforesaid collision, Plaintiff has been prevented from attending to her usual and daily pursuits, hobbies, duties and/or avocations, thereby suffering a loss of earnings and/or impairment of his earning capacity and/or loss of life's pleasures which will continue for an indefinite time into the future.

25. As a further result of the aforesaid crash, Plaintiff has suffered and/or may continue to suffer a severe loss because of expenses which have been and/or may be reasonably incurred in obtaining ordinary and necessary services in lieu of those which Plaintiff would have performed, not for income, but for the benefit of herself if she had not been injured.

COUNT ONE – NEGLIGENCE HIRING, TRAINING AND/OR SUPERVISION
(Plaintiff, Gemma Farquhar v. Defendant, Lyft, Inc.)

26. Plaintiff restates each and every averment contained in the preceding paragraphs of this Complaint and incorporates them by reference as if same were set forth at length.

27. Defendant Lyft, individually and/or by and through its actual and/or apparent agents, servants, drivers, employees and/or partners, based on the nature and character of its business and/or its past experience, was under a duty to take precautions to ensure the safety of passengers and the general public, by providing safe transportation services,

operating its business with an appropriate level of safety protections for passengers and the general public, and exercising reasonable care in the operation of their business.

28. Defendant Lyft failed to properly and/or adequately screen, vet and/or assess Defendant Cruz-Rosario prior to permitting her to drive for and/or on behalf of Defendant Lyft to ensure that she was a qualified and/or safe driver.
29. Defendant Lyft knew and/or should have known that failure to hire, train, manage, supervise, control and/or fire their employees, drivers, servants, partners in a joint venture and/or agents, including Defendant Cruz-Rosario, could lead to a breach of that duty of care, resulting in the injury of passengers and/or the general public, including Plaintiff.
30. Defendant Lyft, individually and/or by and through its actual and/or apparent agents, servants, drivers, employees and/or partners in a joint venture breached that duty of care in the training, supervision of and/or retention of its drivers.
31. At all times material hereto, Defendant Lyft failed to establish procedures and/or programs to determine whether their employees, drivers, agents, servants and/or partners in a joint venture were and/or are fit and capable of safely and properly performing the requirements of their respective employment, agency and/or duties.
32. At all times material hereto, Defendant Lyft acted negligently by establishing unsafe, improper and/or ambiguous terms of service, creating perverse incentives for drivers to provide rides in violation of Defendant Lyft's internal Community Guidelines, and failing to establish proper regulations to ensure the safety of passengers and the general public.
33. Defendant Lyft permitted its employee, driver, agent, servant and/or partner in a joint venture, Defendant Cruz-Rosario, to operate her vehicle when it knew and/or reasonably should have known she was an unsafe, unfit, inexperienced and/or hazardous driver.

34. Defendant Lyft is vicariously liable for the acts and/or omissions of its employee, agent, driver, servant and/or partner in a joint venture, Defendant Cruz-Rosario, who at all times material hereto, was driving/transporting passengers as an employee, driver, agent, servant and/or partner in a joint venture of/with Defendant Lyft and/or was otherwise acting on its behalf, at its direction and/or under its control.

WHEREFORE, Plaintiff respectfully demands judgment in her favor and against Defendant Lyft, individually, jointly, and/or severally in an amount in excess of Fifty Thousand (\$50,000.00) Dollars for compensatory damages, exclusive of prejudgment interest, costs and damages for pre-judgment delay, and for any other such relief as the Court may deem just and equitable.

COUNT TWO – NEGLIGENCE

(Plaintiff, Gemma Farquhar v. Defendant, Zuleika Cruz-Rosario)

35. Plaintiff restates each and every averment contained in the preceding paragraphs of this Complaint and incorporates them by reference as if same were set forth at length.
36. The aforementioned collision and the injuries and damages arising therefrom, were directly and proximately caused by the negligence and/or carelessness of Defendant, Zuleika Cruz-Rosario, as follows:
- a. Failing to observe and/or obey traffic markers, signs, road lines, markings, controls and/or signals on the road;
 - b. Failing to maintain proper control over the operation of her vehicle;
 - c. Failing to maintain an adequate and proper lookout and/or make proper observations;
 - d. Failing to notice/observe Plaintiff prior to striking her with her vehicle while Plaintiff was lawfully within a designated crosswalk and had the right of way to cross;

- e. Operating her vehicle with no warning of approach and/or intended direction;
- f. Failing to keep her vehicle under proper control so as to prevent same from colliding with Plaintiff;
- g. Failing to take any evasive action and/or otherwise attempt to avoid striking Plaintiff with her vehicle;
- h. Driving while talking, dialing, texting, browsing the internet and/or using one or more applications on a cell phone and/or using a navigation system, radar detector, scanner, radio, infotainment system and/or or similar device;
- i. Operating her vehicle in such a manner so as to create a dangerous condition of which she knew, or in the exercise of reasonable care, should have known;
- j. Driving her vehicle at a speed greater than what was reasonable and prudent under the circumstances;
- k. Driving her vehicle at an unsafe speed given the traffic, road and/or weather conditions prevailing during the relevant time;
- l. Failing to timely apply her vehicle's brakes;
- m. Carelessly driving her vehicle;
- n. Driving her vehicle while being inattentive, distracted and/or otherwise unfit (i.e., too tired) to safely do so;
- o. Operating her vehicle in violation of 75 Pa.C.S.A. §3112 et seq.: Traffic-control Signals;
- p. Operating her vehicle in violation of 75 Pa.C.S.A. §3113 et seq.: Pedestrian-control signals;
- q. Operating her vehicle in violation of 75 Pa.C.S.A. §3316 et seq.: Prohibiting text-based communications;
- r. Operating her vehicle in violation of 75 Pa.C.S.A. §3322 et seq.: Vehicle turning left;
- s. Operating her vehicle in violation of 75 Pa.C.S.A. §3331 et seq.: Required position and method of turning;
- t. Operating her vehicle in violation of 75 Pa.C.S.A. §3334 et seq.: Turning movements and required signals;

- u. Operating her vehicle in violation of 75 Pa.C.S.A. §3335 et seq.: Signals by hand and arm or signal lamps;
- v. Operating her vehicle in violation of 75 Pa.C.S.A. §3361 et seq.: Driving Vehicle at Safe Speed;
- w. Operating her vehicle in violation of 75 Pa.C.S.A. §3542(a);
- x. Operating her vehicle in violation of 75 Pa.C.S.A. §3714 et seq.: Careless Driving;
- y. Defendant Cruz-Rosario, knew and/or should have known that she was operating her vehicle in violation of the abovementioned statutes and chose to disobey these laws to the peril of Plaintiff, even though Defendant Cruz-Rosario knew of the likelihood that significant harm would come to Plaintiff; and
- z. Defendant Cruz-Rosario knew and/or should have known that she was not physically fit to operate her vehicle in a safe and non-negligent manner and despite this knowledge, operated her motor vehicle to the detriment of Plaintiff.

37. As a direct and proximate result of the careless and/or negligent acts and/or omissions of Defendant Cruz-Rosario, as set forth herein, Plaintiff, sustained the injuries and damages as set forth above.

WHEREFORE, Plaintiff respectfully demands judgment in her favor and against Defendant Cruz-Rosario, individually, jointly, and/or severally in an amount in excess of Fifty Thousand (\$50,000.00) Dollars for compensatory damages, exclusive of prejudgment interest, costs and damages for pre-judgment delay, and for any other such relief as the Court may deem just and equitable.

COUNT THREE – VICARIOUS LIABILITY
(Plaintiff, Gemma Farquhar v. Defendant, Lyft, Inc.)

38. Plaintiff restates each and every allegation contained in the preceding paragraphs of this Complaint and incorporates them by reference as if same were set forth at length.

39. At all times relevant hereto, Defendant Cruz-Rosario was driving and transporting customers within the course and scope of her employment, agency and/or partnership with Defendant Lyft and/or under the control of Defendant Lyft and, as a result, Defendant Lyft is vicariously liable for the negligent and/or careless actions and/or inactions of Defendant Cruz-Rosario averred in ¶¶ 36(a)-(z), supra.

WHEREFORE, Plaintiff respectfully demands judgment in her favor and against Defendant Lyft, individually, jointly, and/or severally in an amount in excess of Fifty Thousand (\$50,000.00) Dollars for compensatory damages, exclusive of prejudgment interest, costs and damages for pre-judgment delay, and for any other such relief as the Court may deem just and equitable.

MATTLEMAN, WEINROTH & MILLER, P.C.

Date: 6/26/2020

By: 
Brian A. Rice, Esquire
Attorney for Plaintiff, Gemma Farquhar

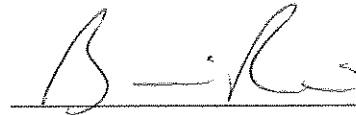
DEMAND FOR JURY TRIAL

Plaintiff, Gemma Farquhar, by and through her undersigned counsel, hereby demands a trial by jury in the above-captioned matter.

MATTLEMAN, WEINROTH & MILLER, P.C.

Date: 6/26/2020

By:




Brian A. Rice, Esquire

Attorney for Plaintiff, Gemma Farquhar

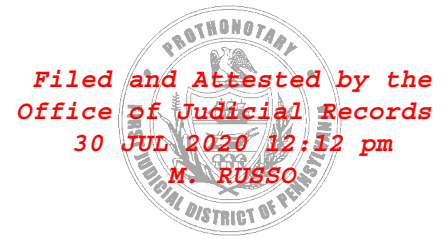
VERIFICATION

The undersigned hereby states that she is the Plaintiff in this action and that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information, and belief. The undersigned understands that the statements set forth in the foregoing Complaint are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Date: 6/26/2020

By: 
Gemma Farquhar, Plaintiff

DICKIE, McCAMEY & CHILCOTE, P.C.
1650 Arch Street, Suite 2110
Philadelphia, PA 19103
(215) 925-2289
By: Jeffrey H. Quinn, Esquire
Identification No. 46484
By: James R. Andrzejewski, Esquire
Identification No. 308153
Attorneys for Defendant, Lyft, Inc.



GEMMA FARQUHAR	:	COURT OF COMMON PLEAS
	:	PHILADELPHIA COUNTY
v.	:	
	:	JUNE TERM, 2020
LYFT, INC. and ZULEIKA CRUZ-ROSARIO	:	
	:	NO.: 200601690

ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter our appearance as counsel for the Defendant, Lyft, Inc., in the above captioned matter.

DEMAND FOR JURY TRIAL

TO THE PROTHONOTARY:

Defendant, Lyft, Inc., above named hereby demands a jury trial in the above captioned matter. Said jury to consist of 12 jurors.

DICKIE, McCAMEY & CHILCOTE, P.C.
James R. Andrzejewski
BY: _____
JAMES R. ANDRZEJEWSKI, ESQUIRE
Attorney(s) for Defendant, Lyft, Inc.

DICKIE, McCAMEY & CHILCOTE, P.C.
Jeffrey H. Quinn
BY: _____
JEFFREY H. QUINN, ESQUIRE
Attorney(s) for Defendant, Lyft, Inc.



235 SOUTH 13TH STREET
PHILADELPHIA, PA 19107
PHONE: (215) 546-7400
FAX: (215) 985-0169



Gemma Farquhar

-VS-

Lyft, Inc. et al

COURT Court of Common Pleas of Pennsylvania
Philadelphia County Civil

**Filed and Attested by the
Office of Judicial Records**

CASE NUMBER 200601690 AUG 2020 11:45 am

G. IMPERATO

AFFIDAVIT

State of Pennsylvania
County of Philadelphia

B&R Control # CS173693.01

Reference Number

Thomas Kenney, being duly sworn according to law, deposes and says that he/she is the process server/sheriff herein named, and that the facts set forth below are true and correct to the best of their knowledge, information and belief.

On 7/14/2020 we received the **Complaint in a Civil Action** for service upon:

Zuleika Cruz-Rosario at 2843 NEPTUNE ROAD, PHILADELPHIA, PA 19154.

Service was **NOT SERVED** on **7/25/2020 at 12:48 PM**, for the reason described below:

NO RESPONSE - SEE ATTEMPTS.: SATURDAY ATTEMPT. DEFENDANT PUBLISHED IN COLES NO PHONE NUMBER LISTED.

Commonwealth of Pennsylvania - Notary Seal
BRENDA M. RAVENELL, Notary Public
Philadelphia County
My Commission Expires December 16, 2023
Commission Number 1296310

Sworn to and subscribed before me this

Process Server/Sheriff

[Signature]

31st day of July 2020

[Signature]
Notary Public

ATTEMPTS:

07/17/2020 08:20 PM 2843 NEPTUNE ROAD, PHILADELPHIA, PA 19154 NO RESPONSE.

07/21/2020 08:32 AM 2843 NEPTUNE ROAD, PHILADELPHIA, PA 19154 NO RESPONSE.

07/25/2020 12:48 PM 2843 Neptune Road, Philadelphia, PA 19154 SATURDAY ATTEMPT. NO RESPONSE.

Client Phone (856) 429-5507

Filed Date: 06/26/2020 **BR Serve By:** 07/25/2020

Brian A. Rice
Mattleman, Weinroth & Miller
401 Route 70 East
Cherry Hill, NJ 08034



ORIGINAL

Case ID: 200601690



235 SOUTH 13TH STREET
PHILADELPHIA, PA 19107
PHONE: (215) 548-7400
FAX: (215) 985-0169

Gemma Farquhar

COURT

-VS-

Lyft Inc., et al

CASE NUMBER

Filed and Attested by the
Office of Judicial Records
12 AUG 2020 07:48 am
M. RUSSO

State of California

AFFIDAVIT

County of Orange

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

B&R Control # CS173525.01

Reference Number

SERVICE INFORMATION

On 7/6/2020, we received the

Complaint

For service upon: Lyft, Inc.

At CT Corp., 818 West Seventh St., Ste. 930, Los Angeles, CA 90017

☒ Served Date 7/20/2020 Time 11:10am Accepted By: Peter Cayetano

In the manner described below.

☐ Personally served.

☐ Adult in charge of residence, relationship is _____

☐ Adult in charge of residence who refused to give name and/or relationship. _____

☐ Manager/Clerk of place of residence lodging _____

☒ Agent or person in charge of office or usual place of business Agent for Service

☐ Other _____

Description of Person Age 30+ Height 5-7 Weight 190 Race Hispanic Sex M

Other _____

☐ Not Served Date _____ Time _____ ☐ Moved ☐ Unknown ☐ No Answer ☐ Vacant

☐ Other _____

The Process Server, being duly sworn, deposes and says that the facts set forth herein are true and correct to the best of their knowledge, information and belief.

Process Server/Sheriff

Robert Hall

Sworn to and subscribed before me this

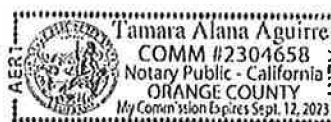
23 day of July 2020

Notary Public

Client Phone (856) 429-5507

Filed Date: 06/26/2020 BR Serve By: 07/27/2020

Brian A. Rice
Mittleman, Weinroth & Miller
401 Route 70 East
Cherry Hill, NJ 08034



ORIGINAL

Case ID: 200601690